## SALE OF COUNTRY BEER TAVERN IN THE BOWRINGPET TALUK FOR 1911-12.

*Notice No. 8209, dated 15th April 1911.*

1. Notice is hereby given that the exclusive privilege of selling Country Beer or Porter in the tavern in the Kolar Gold Fields for the twelve months beginning with 1st July 1911 and ending with 30th June 1912, will be sold by public auction on the date and at the place mentioned below, by the Deputy Commissioner of the District concerned or other officer authorized by him.

2. The exclusive privilege will first be put up to auction at an upset price fixed at Rs. 250 per mensem. If there are no bids for or above the upset price, then it will be put up to auction at the upset price of Rs. 35 per hogshead of Beer or Porter which will be sold in the tavern.

3. The manufacturers of Beer may bid for or purchase the tavern.

4. Each bidder at the auction shall deposit a sum of Rs. 250 or such other reasonable amount as may be fixed by the officer conducting the sale, previous to bidding. The tavern will be knocked down to the approved highest bidder, subject to the formal confirmation by the Deputy Commissioner, who will be at liberty to accept or reject the bid at discretion, without assigning reasons for the same. Such formal confirmation will, unless revised by Government, be tantamount to an acceptance of the bid. Parties intending to bid must attend either in person or by duly accredited agents.

5. As soon as the auction is completed, the deposits made by the unsuccessful bidders, will be returned to them.

6. The person to whom the tavern has been knocked down, shall be required to leave his address with the sale-conducting officer in order that the confirmation of the sale may be communicated to that address, and within seven days after service of the said notice by its presentation to the purchaser or any adult male member of the family at the place of the said address or by its being affixed thereto or by its forwardal duly registered by post, deposit such further sum as, with the first deposit, will make up a total security of Rs. 500 for the tavern knocked down to him or such other reasonable amount as may be fixed by the Deputy Commissioner according to its value; and shall take out licenses and execute counterpart-engagements, on the conditions hereinafter set forth. On the failure of any person to make the deposit or to take out license or to execute the counterpart-engagement, as aforesaid, the tavern will be resold at the risk of such person, or will be otherwise disposed of at the discretion of the Deputy Commissioner. In the case of the purchaser's death after the confirmation of the sale, it will be binding on his heirs or assigns.

7. Resales effected under para 6 *supra*, will be at the risk of the defaulting bidder, who shall forfeit all gain; and in the event of a loss by resale or other disposal, he shall make good the deficiency between the total amount payable for the whole period under the terms of the original sale and the total amount payable by the successful bidder at the resale or by disposal otherwise. In the latter case, the forfeited deposit shall be deducted from the loss arising from the resale or other disposal, and the remainder, if any, shall be recovered from the bidder in the same manner as if it were an arrear of land revenue. Should, however, the forfeited deposit be greater than the loss by resale or other disposal, the whole of such deposit shall be credited to Government.

8. The license to be taken out under para 6 above, shall be subject to the following conditions, namely:—

(1) The privilege conferred by the license extends to the sale of Country Beer or Porter brewed on the Nilgiris in Breweries which may be approved of by the Government or by Messrs. Meakin & Co., Kirkee, or by Messrs. Abraham and Gangadhara Chetty & Co., Bangalore, or in any other Brewery approved by Government.

(2) Each tavern shall be maintained in or close to the existing tavern as may be determined by the Deputy Commissioner.

(3) The amount payable for each month on account of the number of hogsheads of Beer or Porter sold, shall be paid into the Taluk Treasury in the first week of the following month, on the challan prescribed for the purpose. The security deposit shall be taken towards the amount due for the last two months of the period of the lease. Failing payment as above, the Deputy Commissioner shall

at once proceed to recover the arrears together with interest at the rate of one pie per rupee per mensem or part thereof under the rules in force for the collection of land revenue. No remission or abatement of the Government dues shall, on any account whatever, be claimable by the licensee.

(4) The licensee shall further pay a duty of two annas and one pie and a half for every gallon of Country Beer or Porter purchased by him.

(5) The consignment of Country Beer or Porter purchased by the licensee, shall be sent direct from the Brewery to the Amildar of the taluk. The letter of advice covering the consignment shall be in duplicate, the original being sent to the Amildar of the taluk, and the duplicate to the Excise Commissioner. On the duty at the abovementioned rate being paid by the licensee on the prescribed challan, the Amildar shall allow the licensee to remove the consignment to his tavern upon a pass signed by the Amildar or other officer authorized on this behalf.

(6) The licensee shall use such measures as may from time to time be prescribed by Government, and provide himself with the printed forms of accounts and permits or passes for transport of Beer or Porter, which forms shall be purchased from local Excise officers.

(7) The licensee shall be bound to take over any Beer or Porter which remained as stock in hand belonging to the out-going licensee on the 1st July 1911, in the existing tavern, paying to the latter such compensation for the same as may be fixed by the Excise Commissioner.

(8) This lease shall not be transferable by sale, gift, mortgage or otherwise without the previous sanction of the Excise Commissioner.

(9) The vendor shall equally with the license-holder be responsible in the penalties herein set forth for breach of any of the conditions of the license.

(10) He shall sell Beer or Porter of approved quality. It may be sold to be drunk on the premises up to one reputed quart bottle at a time. It may be sold to be removed off the premises upon the prescribed special passes up to one Imperial gallon.

(11) He shall not sell or give Beer or Porter in any quantity whatever directly or indirectly to any European or non-commissioned officer or private or soldier, nor to any European or East Indian woman connected with or related to men of these classes, nor allow him, her, or them, to drink Beer or Porter in his premises or grounds; he shall not permit drunkenness or disorderly behaviour in his shop or premises, and shall not suffer any gambling whatsoever therein, and shall not knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein; he shall not wilfully harbour or conceal therein soldiers or others knowing or having reason to believe such soldiers or others to be deserters; he shall give information of suspicious characters to the Magistrate or Police officer; and he shall not sell or give Beer or Porter to any Police officer, Railway servant, or Excise officer, whilst on duty, or to insane person.

(12) He shall fix in a conspicuous place outside of his shop a board on which shall be legibly painted his name, vendor's name, the number of his shop, and the article he is licensed to deal in.

(13) He shall not receive any articles whatsoever in barter or pledge, and payment for Beer or Porter shall be made in ready money only at one and a half rupee per imperial gallon and proportionately for fractions thereof.

(14) The Beer or Porter sold under this license shall be brewed from good materials and its quality shall be such as to satisfy the Excise Commissioner, and shall be of the same quality and density as purchased from the Brewer, without dilution or adulteration. Wort shall not exceed 1,073°. The Beer or Porter sold shall not contain more than 8 per cent alcohol by volume. The licensee will be bound to pay duty, together with local cess, at the prescribed rate per gallon of proof spirit on all alcohol in the Beer or Porter in excess of 8 per cent by volume, besides being liable for prosecution. Samples of such Beer or Porter shall be sent duly bottled from the Brewery tavern for examination and test whenever required by the Excise Department.

(15) Any Magistrate having local jurisdiction, or any officer acting under his warrant or Excise officer shall be allowed entry to the shop at any hour to test the

Beer or Porter on the premises and examine the shop accounts, which it shall be the duty of the license-holder and vendor to keep and produce. Such accounts shall be true and correct, and written up daily in the prescribed forms. All condemned Beer shall be destroyed.

(16) He shall close his shop by 9 P.M., and not open it before sunrise, except on special permit in cases of Native festivals, etc.

(17) Beer brought for the Commissariat Department and rejected by the Military or other Departments, shall not, under any circumstances, be forwarded for sale in the tavern.

(18) The shop shall have only one door, and no window be allowed to the rear or ends of the building; the bar where the liquor is sold from, shall be opposite to the entrance door, and so situated that all persons inside can be seen by any one passing to and fro in the street; and no second room shall be allowed to be kept open for customers.

(19) The licensee shall be bound by the rules in force, and which may be issued from time to time by Government.

9. In the case of any breach of the above conditions either by the licensee, or with his connivance and privity by any person in his employment, or in the event of the licensee neglecting to open his tavern or to carry on his business with due care and attention, it shall be competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding Rs. 10 for every such breach or neglect, or at the option of the Deputy Commissioner, to declare the money deposited with him forfeited, and to cancel the license and to resell the privilege or to otherwise dispose of it at the risk of the licensee; and all loss thereby caused, together with the loss accruing to Government in consequence of the licensee not carrying on his business by opening his tavern on 1st July 1911, shall be made good by him. When a license is cancelled, the vend fee for the remaining period of the lease calculated on the average consumption of the previous three years advertised in the Schedule shall be payable at once and in default of payment shall be recovered with all losses as if they were arrears of land revenue.

10. The penalties laid down in the last preceding clause shall not exempt the licensee or his employees from prosecution for any offence committed against the Excise laws in force.

*Date of sale.*

Kolar Gold Fields shop—at Kolar Gold Fields Magistrate's Court, on 24th May 1911.

Beer Schedule for the year 1911-12, Kolar District.

| Number and locality of the tavern | Consumption | | | Rate of license fee per hogshead of 54 gallons | | Shop rental | Remarks |
|---|---|---|---|---|---|---|---|
| | 1907-08 | 1908-09 | 1909-10 | 1908-09 | 1909-10 | 1910-11 | |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 |
| | Hogshead | Hogshead | Hogshead | Rs. | Rs. | Rs. | |
| 1. Robertsonpet ... (Kolar Gold Fields) | 64 | 18½ | 31 | 70 | 57 | 250 | |

*Notification No.* 8333, *dated* 17*th April* 1911.

In virtue of the powers delegated under Clause VIII of Government Notification No. 11287—Ex. F. 3-1901, dated 7th January 1902, the Excise Commissioner in Mysore hereby prescribes, under clause (*k*) of Section 29 of the Mysore Excise Regulation, V of 1901, the following rules governing the import, transport and export of intoxicating drugs and all liquors in transit through Mysore Territory, from one portion to another of British Territory.

*Note.*—1. Rules Nos. 3, 7, 9, 11 and 13 do not apply to toddy drawn from British Territories which may be allowed to pass across Mysore Territory to British shops on permits granted by the British officials provided they are countersigned by the Inspector of the Range through which the toddy is being transported.

## RULES.

1. No liquor or intoxicating drugs shall be transported through the Mysore Territory except under, and in accordance with, a permit issued in accordance with the following rules. In the case, however, of consignments of liquor or intoxicating drugs passing from one British Government Treasury or Store-house to another through intervening Mysore Territory, the Madras Government will issue a permit to cover the consignment and send a copy of the same to the Excise Inspector of the Range through which the consignment has to pass.

2. Except in the case of permits issued to persons duly licensed to vend in British Territory, no permit shall cover the transport of more than the undermentioned quantities of liquor and intoxicating drugs :—

*Country Spirits.*—Eight and half Mysore drams or eight Madras drams.

*Beer.*—One gallon.

*Toddy.*—One gallon.

*Ganja.*—Five tolas of Ganja or Charas and one seer of Bhong and preparations or admixtures containing the above quantity.

*Cocaine or Novocaine.*—(1) Where it is in a dry state, six grains.

(2) Where it is in solution, twenty-five grains.

*Foreign Liquor.*—Two gallons.

3. The permits recognised under these rules shall be in printed forms and in duplicate. Each permit must bear a consecutive number and must be sealed with the private seal of the officer issuing the permit in addition to his office seal.

4. The period of currency of a permit must be regulated according to the distance the liquor or drug is transported, one day being allowed for every 15 miles by road or 70 miles by rail in addition to one day for despatch and one day for delivery in the case of consignments sent by rail.

5. Every consignment transport through Mysore Territories under these rules shall be accompanied by its permit which must show the name of the transporter, the quantity of liquor or intoxicating drugs covered by it, the route of transport the period of currency and the officer before whom it should be taken for verification.

6. Whenever a permit is issued, the duplicate thereof, which should bear the impression of the same seals as have been placed on the original permit and on the consignment, should be forwarded by the officer issuing the permit to the officer appointed to verify the consignment.

7. Every package to be transported through Mysore Territories under these rules shall be sealed and the seals used shall be the same as those impressed on the permit (see Rule 3).

8. Permits for transport under these rules shall not be recognized unless they are issued by officers specially appointed on that behalf by name or designation by the Deputy Commissioner of the Salt, Abkari and Customs Department of the Division in which the officers are to exercise their functions.

9. Every consignment will be verified on arrival at its destination by an officer appointed for the purpose by the Deputy Commissioner of the Salt, Abkari and Customs Department of the Division to which the consignment is transported.

10. Every officer appointed or authorized to issue permits under Rule 8 *supra* must be kept informed of the name and designation of all officers authorized under Rule 9 to verify consignments.

11. The names or designations of all officers appointed to issue permits and to verify consignments will be communicated to the Deputy Commissioner, Excise Department, whose district the British Territory adjoins.

12. The officer issuing permits under Rule 8 *supra* should furnish the Inspector of the Mysore Excise Department through whose range the consignments are to be transported with a monthly list of permits issued in a form showing the names of the transporters, the numbers of the permits, the dates on which they were issued, the route by which the consignments were required to be transported and the quantity covered by the permits.

13. On the arrival of the consignment at its destination, it shall be verified by the officer appointed for the purpose under Rule 9 *supra*. He will examine the seals and weigh or measure each package as the case may be, before opening it. He will then open each packet and satisfy himself that the contents agree both as to nature and weight or measurement, as the case may be, with the entries in the permit and will enter the results of his verification on the reverse of the original and the duplicate permits, will return the original permit to the transporter and will forward the duplicate to the Inspector of the Mysore Excise Department of the range across which the consignment has been transported for transmission to the officer who issued it.

14. Any Land Revenue Officer not inferior in grade to a shekdar, any Excise Officer not inferior in rank to a Sub-Inspector or any Police Officer not inferior in grade to a dafadar, may inspect any consignment in transit in Mysore Territory and, when he does so, shall note on the reverse of the permit the condition of the packages and seals, or in the case of toddy the condition of the receptacle.

15. Any person found transporting liquor or intoxicating drugs in contravention of these rules will be dealt with in accordance with Section 55 of the Mysore Excise Regulation, V of 1901.

16. No person who is found to have committed any breach of these rules shall be allowed to transport liquor or drugs through Mysore Territory under a permit issued in this behalf, and the name of any person detected in the commission of any such breach shall forthwith be communicated by the officer detecting the offence to the District Excise Officer of the district concerned who will arrange with the Deputy Commissioner of Salt, Abkari and Customs Department of the Division from which the offender brought his liquor or intoxicating drugs, as the case may be, for the intimation of the offender's name to all persons authorized to grant permits. If any such person be subsequently found transporting liquor or intoxicating drugs even under a permit, such consignment shall be liable to confiscation.

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*Notification No.* 8382, *dated* 18*th April* 1911.

Tenders are hereby invited for the exclusive privilege of supplying ganja to the Mysore State from the British India for a period of 3 (three) years beginning with 1st July 1911 and ending with 30th June 1914.

2. For the information of tenderers, a statement showing the quantity of ganja purchased from the various store-houses of British India and the cost including transporting charges incurred thereon together with the cost per seer and the approximate packing charges per seer is appended hereto.

3. The form of agreement to be executed by the successful tenderers is also appended for general information.

4. Each tender must specify the lowest rate per seer of 80 tolas, exclusive of the cost of the drug and of its transport to the Provincial Store-house at which he would issue the drug to Government in sealed card-board boxes.

5. Each tender must be accompanied by a deposit of Rs. 50 and must be sent to the Excise Commissioner in Mysore, Bangalore, in a sealed cover supercribed "Tender for the exclusive privilege of supplying ganja to the Mysore State from the British India" so as to reach him on or before noon on Saturday the 29th April 1911, after which date no tender will be received.

6. The tenders will be opened by the Excise Commissioner in his office, No. 2, Cunningham Road, Bangalore, before such of the tenderers as may wish to be present. The deposits made by the unsuccessful tenderers will be returned and the successful tenderers will, within a fortnight from the date of acceptance, deposit such further sum as would make up Rs. 500 and execute the agreement referred to in para 3 *supra*.

7. The necessary permission of the British Government to transport the drug duty free for the supply to the State will be arranged for by the Excise Commissioner on whose authority the successful tenderer will be allowed to purchase the drug subject to the Excise Laws in force in the territory in which the purchase is made so far as it concerns him.

8. For further information necessary application should be made to the Excise Commissioner.

## SUPPLY OF GANJA.

### DRAFT AGREEMENT.

This agreement is entered into on between H. H. Sparkes, Esquire, Excise Commissioner in Mysore, for the time being, on behalf of the Government of Mysore on the one part and carrying on business under the designation of "Supplier of Ganja to the Mysore State from British India" on the other, for the exclusive privilege of supplying ganja for the territories of Mysore for a period of five years from 1st July 1911 to 30th June 1916.

The aforesaid has hereby agreed and deposited with the Government of Mysore as security for the due fulfilment of his engagement, the sum of rupees as particularized below in the schedule and has further agreed to abide by the following conditions for himself, his heirs, executors, assignees and representatives.

### CONDITIONS.

1. The supplier shall purchase ganja from places to be notified by the Excise Commissioner from time to time. Before making the purchase, sealed samples of the stuff selected should be submitted to the Excise Commissioner for approval.

2. On receipt of the order of approval of the sample, a quantity not exceeding 400 Bengal maunds of the approved sample shall be purchased and transported under a permit from the British Warehouse Officer in crates to the Government Central Distillery under the seal of the above officer.

3. The quantity so transported shall be verified with the contents of the permit by the Senior Officer in charge of the Distillery who will report the result of his verification to the Excise Commissioner.

4. The quantity will then be kept at the Provincial Ganja Stores under the joint lock of the supplier and the Senior Officer in charge of the Distillery.

5. The supplier shall issue in sealed card-board boxes of one seer each packed in deal-wood boxes at the Government Central Distillery or other place where he may be allowed to store the drug, to the Senior Government Officer in charge thereof, such quantity of ganja as may be indented for by him for supply to the several treasuries of the State. Such indents should ordinarily be complied with simultaneously with the issue of arrack casks to the several taluks.

6. After the issues are made, the Distillery Officer shall issue a cheque on the Treasury Officer, Bangalore District, to the supplier for the quantity of ganja issued at the rate fixed by his contract, *viz.*,

7. The cost of the establishment of a cooper, weighing man and all other incidental charges in packing the drug shall be borne by the supplier.

8. The powder of ganja which may be left at the Provincial Stores from time to time may be used by the supplier for the manufacture of majum which shall be supplied along with the indents for ganja at such rate as may be fixed by the Excise Commissioner.

9. No ganja or majum shall be removed from the Government Central Distillery or other authorized place of storage, except for issue to the several treasuries of the State.

10. The supplier shall submit for the approval of the Excise Commissioner the names of persons employed by him as cooper or weighing man and no person not thus approved shall be permitted to act in these capacities.

11. The contract shall not be transferable, except with the consent of the Excise Commissioner in Mysore.

12. The supplier shall be bound to conform to the provisions of the Excise Laws and Rules for the time being in force or which may be enacted from time to time in the territory of Mysore and he shall see that all his employees give full effect to them.

13. The supplier shall purchase the stock of ganja left in the Provincial Ganja Stores on the 30th June 1911 paying such value therefor as may be fixed by the Excise Commissioner in Mysore.

14. The supplier shall pay such rent to the building used as Provincial Ganja Stores, not exceeding Rs. 30 per month as may be fixed by the Public Works Department.

15. In the case of the breach of any of the above conditions, Government will be at liberty to cancel the contract and to declare the deposit made by the supplier and the stock

of the drug remaining at the stores forfeited and also to recover from the defaulting supplier such further loss as may be occasioned by such breach.

In witness whereof, H. H. Sparkes, Esq., Excise Commissioner in Mysore, for the time being on behalf of the Government of Mysore and the aforesaid hereunto set our hands and seals this day at the office of the Excise Commissioner in Mysore, Bangalore.

(Sd.)
Excise Commissioner.

(Sd.)

Sealed, signed and delivered in the presence of us.
1. (Sd.)
2. (Sd.)

SCHEDULE.

Particulars of deposit :—

| Name of store-house | Quantity purchased | Total cost (including transporting charges, etc.) | Cost per seer | Approximate packing charges per seer | |
|---|---|---|---|---|---|
| | | | | Card-board boxes | Packing charges |
| | Srs. | Rs. a. p. | Rs. a. p. | Rs. a. p. | Rs. a. p. |
| I. Kaniambody ... | 8,000 | 4,651 12 6 | 0 9 3·6 | 0 1 8 | 0 1 11 |
| II. Duggapad ... | 2,000 | 2,328 7 2 | 1 2 7·5 | | |
| III. Khandwa ... | 6,000 | 3,503 3 6 | 0 9 4·1 | | |
| IV. Do (Second consignment). | 9,000 | 6,844 9 3 | 0 12 2·0 | 0 3 7 | |

H. H. SPARKES,
*Excise Commissioner in Mysore.*

NOTICE.

The licensees of the toddy shops of the undermentioned taluks, whose term of lease expires by the 30th June 1912, are hereby informed that the Government in their Order No. Fl. 4990—S. R. 116-09-4, dated 27th March 1911, have enhanced the rate of tree-tax as particularized below and that it is optional with them to retain the contract till the close of the period of their leases by paying the enhanced rate of tree-tax from 1st July 1911. In the event of their being unwilling to do so, the shops will be ordered to be put up to auction by the respective Deputy Commissioners on the dates to be advertized shortly :—

THREE YEARS' LEASE.

| *District.* | *Taluk.* |
|---|---|
| Bangalore ... ... ... ... | ... Devanhalli. |
| Kolar ... ... ... ... | ... Chikballapur. |
| Mysore ... ... ... ... | ... T.-Narsipur. |
| | Malvalli. |
| Kadur ... ... ... ... | ... Mudgere. |
| Shimoga ... ... ... ... | ... Shimoga. |

TWO YEARS' LEASE.

| | |
|---|---|
| Bangalore ... ... ... ... | ... Bangalore. |
| | Nelamangala. |
| | Dodballapur. |
| | Hoskote. |
| | Anekal. |
| Kolar ... ... ... ... | ... Sidlaghatta. |
| Mysore ... ... ... ... | ... Nanjangud. |
| | Mandya. |
| Chitaldrug ... ... ... ... | ... Molakalmuru. |

ENHANCED RATE OF TREE-TAX.

| | Rs. a. p. |
|---|---|
| Date .. .. ... ... | ... 1 8 0 |
| Bagani ... ... ... ... | ... 2 0 0 |
| Cocoanut ... ... ... ... | ... 2 6 0 |
| Dadsal ... ... ... ... | ... 0 12 0 |
| Palmyra ... ... ... ... | ... 1 12 0 |

B. SHAMANNA,
For *Excise Commissioner.*